

Olympia

March 23, 1971

File (See footnote)

I. W. (Bob) Hilson

Petition submitted by Washington Beer and Wine Wholesalers Association for amendment of Rule (49) Beer Price Posting--Filing Contract--Bills of Lading. (Second amended petition, filed on March 8, 1971, at continued hearing).

At the time of the last public hearing on the above petition, held in the Board's Conference Room, March 8, the Washington Brewers Institute submitted a number of suggested amendments to the Petitioner's proposed rule change.

(1) The brewers were opposed to a provision which would establish a monthly date for the filing of contracts and memoranda of oral agreements by the brewers. In effect, the prices filed in final form by the first day of the month would go into effect on the first day of the next calendar month and remain in force for a period of one month. The wholesalers would post their prices to the retailers by the 15th of the month, and these prices would also become effective on the first day of the next calendar month, and remain in effect for a month.

In their written suggestions on March 8, the brewers proposed retention of the present 10-day provision on posting of wholesale prices, with the wholesalers being given the authority to establish said prices, but without a time period for the filing of contracts, etc., by the suppliers.

After a number of meetings between representatives of the two organizations they have indicated to me that they have jointly reached an agreement to substitute a 15-day period from the time of the filing of a price posting or contract, etc., until its effective date. No filing period date would be prescribed.

(2) Both groups seem to have reached an agreement to delete the proposed 180-day "lock in" requirement on reduced prices. They would, however, retain the provision for consistency of package prices.

(2) There is disagreement between the parties over a proposal by the Brewers Institute, which in substance would require that a brewer or other beer supplier sell at uniform delivered prices to all wholesalers in the state. It was pointed out by the Wholesaler's Association that in some instances out-of-state brewers might refuse to sell beer to certain small, isolated distributors if there is no provision for allowing for a differential in freight rates. Also, a few distributors haul beer from out-of-state breweries with their own trucks and the proposed requirement could deprive them of a source of revenue.

(Brief resume of meeting held by representatives of the Washington Beer & Wine Wholesalers Association and the Washington Brewers Institute in the Beer and Wine Division office on March 22, 1971, 9:30 a.m. - 11:50 a.m. Representing the Wholesalers were, Bob Jennings, president; John Huddleson, executive secretary; Vern Lindskog, attorney. Representing the Brewers Institute were, Ron Murphy, counsel, and Tom Hergen of the Olympia Brewing Company.) Bob Hilson and Art Micken were also present.

IWH:ah

Resp to Costco RFP

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PLAINTIFF'S  
EXHIBIT

CASE  
NO. CV04-0360P

EXHIBIT  
NO. 040